

1 District Judge Jamal N. Whitehead
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 EUGIDE ROCK MIAYOUKOU
10 MATONDO,

11 Plaintiff,

12 v.

13 UNITED STATES CITIZENSHIP AND
14 IMMIGRATION SERVICES, *et al.*,

15 Defendants.

16 No. 2:23-cv-01859-JNW

17 STIPULATED MOTION TO HOLD
18 CASE IN ABEYANCE AND
19 **[PROPOSED]** ORDER

20 Noted for Consideration on:
21 February 7, 2024

22 Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal Rule
23 of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to
24 stay these proceedings for 30 days. Plaintiff brings this litigation pursuant to the Administrative
25 Procedure Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services
26 (“USCIS”) to adjudicate his Form I-485, Application to Register Permanent Residence or Adjust
27 Status. Defendants’ response to the Complaint is currently due on February 12, 2024. For good
cause, the parties request that the Court hold this case in abeyance until March 12, 2024.

Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706
(1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to
control the disposition of the causes on its docket with economy of time and effort for itself, for

1 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
2 P. 1.

3 With additional time, this case will be resolved without the need of further judicial
4 intervention. USCIS approved Plaintiff’s Form I-485 today. Plaintiff’s lawful permanent resident
5 card is being produced and will be sent to Plaintiff within the next few weeks. Once Plaintiff
6 receives the card, he will voluntarily dismiss the case.

7 Accordingly, the parties respectfully request that the instant action be stayed until March
8 12, 2024. The parties will submit a joint status report on or before March 12, 2024.

9 Dated: February 7, 2024

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11 Respectfully submitted,

12 TESSA M. GORMAN
13 United States Attorney

14 /s/Michelle R. Lambert
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20 Attorneys for Defendants

21 ***I certify that this memorandum contains 251
22 words, in compliance with the Local Civil
23 Rules.***

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*PHV

Attorneys for Plaintiff

~~PROPOSED~~ ORDER

The case is held in abeyance until March 12, 2024. The parties shall submit a joint status report on or before March 12, 2024. It is so **ORDERED**.

DATED this 16th day of February, 2024.



Jamal N. Whitehead
United States District Judge